



OFFICIAL GAZETTE

GOVERNMENT OF GOA

EXTRAORDINARY No. 3

GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

Notification

7/4/2004-LA

The Goa Labour Welfare Fund (Amendment) Act, 2004 (Goa Act 6 of 2004), which has been passed by the Legislative Assembly of Goa on 19-2-2004 and assented to by the Governor of Goa on 12-3-2004, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 16th March, 2004.

The Goa Labour Welfare Fund (Amendment) Act, 2004

(Goa Act 6 of 2004) [12-3-2004]

AN

ACT

further to amend the Goa, Daman and Diu Labour Welfare Fund Act, 1986.

BE it enacted by the Legislative Assembly of Goa in the Fifty-fifth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Labour Welfare Fund (Amendment) Act, 2004.

(2) It shall come into force at once.

2. *Amendment of section 3.*— In section 3 of the Goa, Daman and Diu Labour Welfare Fund Act, 1986 (Act 4 of 1987) (hereinafter referred to as the "principal Act"), in sub-section (2), for clause (c), the following clause shall be substituted; namely:—

"(c) contribution made by employers, employees and the Government;".

3. *Amendment of section 14.*— In section 14 of the principal Act,—

(i) for the existing heading, the following heading shall be substituted, namely:—

"14. Contribution to fund by employers, employees and the Government.-";

(ii) for sub-section (1), the following sub-section shall be substituted, namely:—

"(1) Every employee shall contribute rupees sixty per year to the Fund and every employer and the Government shall, in respect of each such employee, contribute rupees one hundred and eighty and rupees one hundred and twenty respectively, per year to the Fund".

4. *Amendment of section 16.*— In section 16 of the principal Act, in sub-section (2), after clause (p), the following clause shall be inserted, namely:—

"(q) any Scheme approved by the Government for the benefit of retrenched workmen and other workmen affected by closure of industrial establishments."

Secretariat Annexe, L. S. SHETTY,
Panaji-Goa. Secretary to the
Dated: 16-3-2004. Government of Goa,
Law Department (Legal Affairs).

Notification

7/9/2004-LA

The Goa Civil Courts (Amendment) Act, 2004 (Goa Act 5 of 2004), which has been passed by the Legislative Assembly of Goa on 19-2-2004 and assented to by the Governor of Goa on 12-3-2004, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 16th March, 2004.

**The Goa Civil Courts (Amendment)
Act, 2004**

(Goa Act 5 of 2004) [12-3-2004]

AN

ACT

further to amend the Goa, Daman and Diu Civil Courts Act, 1965 (Act 16 of 1965).

BE it enacted by the Legislative Assembly of Goa in the Fifty-fifth Year of the Republic of India, as follows:

1. *Short title and commencement.*— (1) This Act may be called the Goa Civil Courts (Amendment) Act, 2004.

(2) It shall come into force at once.

2. *Amendment of section 26.*— In section 26 of the Goa, Daman and Diu Civil Courts Act, 1965 (Act 16 of 1965) (hereinafter referred to as the "principal Act"), in sub-section (1), for the words "Court of a Senior Civil Judge", the words "District Court" shall be substituted.

3. *Insertion of new section 26A.*— After section 26 of the principal Act, the following section shall be inserted, namely:—

"26A. *Transfer of pending suits and bar on jurisdiction.*— All suits received or registered under section 26 and pending before any Court of a Senior Civil Judge immediately before the commencement of the Goa Civil Courts (Amendment) Act, 2004, shall, on such commencement, stand transferred to the District Court of the concerned district and such District Court may proceed to deal with such suit from the stage which was reached before such transfer or from any earlier stage or *de novo*, as such District Court may deem fit and no Court of any Senior Civil Judge shall entertain, try, dispose off or proceed to hear any matter where the Central Government or the Government of Goa or any officer of the Government in his official capacity, is a party to the proceedings."

Secretariat Annexe, L. S. SHETTY,
Panaji-Goa. Secretary to the
Dated: 16-3-2004. Government of Goa,
Law Department (Legal Affairs).

Notification

7/11/2004-LA

The Goa Tax on Luxuries (Amendment) Act, 2004 (Goa Act 7 of 2004), which has been passed by the Legislative Assembly of Goa on 20-2-2004 and assented to by the Governor of Goa on 12-3-2004, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 16th March, 2004.

**The Goa Tax on Luxuries (Amendment)
Act, 2004**

(Goa Act 7 of 2004) [12-3-2004]

AN

ACT

further to amend the Goa Tax on Luxuries Act, 1988 (Act 17 of 1988).

BE it enacted by the Legislative Assembly of Goa in the Fifty-fifth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Tax on Luxuries (Amendment) Act, 2004.

(2) It shall come into force with effect from the 1st day of April, 2004.

2. *Amendment of section 5.*— In section 5 of the Goa Tax on Luxuries Act, 1988 (Act 17 of 1988), for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) There shall be levied a tax on the turnover of receipts at the following rates, namely:—

| Category of Hotels | Rate of tax |
|---|---|
| (c) Where the hotel is classified as 'A' or 'B' grade under the Goa, Daman, and Diu Registration of Tourist Trade Act, 1982 (Act No. 10 of 1982), and having swimming pool. | 10% of the charge per day of luxury provided. |
| (II) <u>Category 'B'</u> All other hotels not covered by Category 'A' above. | 3% of the charge per day of luxury provided. |

Note:— Where the luxuries provided in a hotel are under Timeshare Agreement or under Package Deal Agreement or under any such system, other than those covered by Category 'A' above, the rate of tax for the charge of the luxuries provided shall be in accordance with Category 'B' above:

Provided that where the charges are levied otherwise than on daily basis, then the charges for determining the tax liability under this section shall be computed proportionately for a day and based on the total period of occupation of the accommodation for which the charges are made."

| Category of Hotels | Rate of tax |
|---|---|
| (I) Category 'A' | |
| (a) Where the hotel is classified or recognized as three star and above by the Directorate of Tourism, Government of India. | 10% of the charge per day of luxury provided. |
| (b) Where the hotel is located in 'A' grade municipal area or in Coastal Village as defined in the Goa Sales Tax Act, 1964 (Act 4 of 1964), including Time Sharing / Rent Back Accommodation, having swimming pool. | 10% of the charge per day of luxury provided. |

Secretariat Annexe, L. S. SHETTY,
Panaji-Goa. Secretary to the
Dated: 16-3-2004. Government of Goa,
Law Department (Legal Affairs).